

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA, )  
Plaintiff, ) CASE NO. MJ 13-580  
v. )  
WESLEY JOHN GIBBS, ) DETENTION ORDER  
Defendant. )

Offense charged: Assault with a Dangerous Weapon; Brandishing and Using a Firearm

## During a Crime of Violence; Unlawful Possession of a Firearm

Date of Detention Hearing: December 2, 2013.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

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DETENTION ORDER  
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01           **FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION**

02           1.     Defendant's criminal record includes multiple failures to appear with bench  
03 warrant activity, fugitive arrest warrants, and numerous prior crimes of violence. Tribal  
04 charges are pending regarding the current offense and defendant is currently on community  
05 custody supervision for violation of a no contact order.

06           2.     Defendant poses a risk of nonappearance due to a history of failing to appear,  
07 history of failing to comply with supervision, lack of employment and a history of substance  
08 abuse. Defendant poses a risk of danger due to the nature of the instant offense, alleged gang  
09 ties, and criminal history.

10           3.     There does not appear to be any condition or combination of conditions that will  
11 reasonably assure the defendant's appearance at future Court hearings while addressing the  
12 danger to other persons or the community.

13 It is therefore ORDERED:

14           1. Defendant shall be detained pending trial and committed to the custody of the Attorney  
15 General for confinement in a correction facility separate, to the extent practicable, from  
16 persons awaiting or serving sentences or being held in custody pending appeal;

17           2. Defendant shall be afforded reasonable opportunity for private consultation with  
18 counsel;

19           3. On order of the United States or on request of an attorney for the Government, the  
20 person in charge of the corrections facility in which defendant is confined shall deliver  
21 the defendant to a United States Marshal for the purpose of an appearance in connection  
22 with a court proceeding; and

01 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel  
02 for the defendant, to the United States Marshal, and to the United State Pretrial Services  
03 Officer.

04 DATED this 2nd day of December, 2013.

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07 Mary Alice Theiler  
08 Chief United States Magistrate Judge  
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